IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1020 OF 2007

Shri Somnath Sadashiv Sonawane, .. Petitioner

Vs

1. Pune Municipal Corporation..& ors. Respondents.

Mr Aniruddha Pratinidhi, for the petitioner.
Mr V.G.Mujumdar, for respondent nos 1 and 2.

CORAM : D.B.BHOSALE,J.

DATED : 06th JULY, 2007

P.C.:

1. Heard the learned counsel for the parties.

2. In this writ petition, one of the grievances made by the petitioner is that his representations dated 27.4.2004 and 16.5.2006 have been considered and rejected by the impugned order without affording him any opportunity of hearing. The petitioner had filed a writ petition earlier bearing no.5839 of 2006. That writ petition was disposed of by the division bench vide order dated 12.12.2006 directing the Municipal Corporation to decide the petitioner's aforesaid representations as per the law expeditiously and within time frame. The respondent-corporation has accordingly disposed of the representations, however, no hearing was given to the petitioner. His statement to that effect in the petition has not been controverted by the

respondent-corporation. In the circumstances, both the learned counsel have fairly stated that I need not record reasons for allowing this petition. Hence, I pass the following order.

. The impugned order in the form of letter dated 15.1.2007 (Exhibit-M) is set aside. The respondent corporation to decide the petitioner's aforsaid representations afresh after giving him an opportunity of being heard as expeditiously as possible and preferably within a period of four weeks from today. The petitioner to approach the Addl.Municipal Commissioner with a copy of this order within one week from today. I am informed that the respondent-corporation is in the process of preparing a seniority list. If such a list is prepared within four weeks, same will be subject to outcome of the representations. The writ petition is disposed of.

(D.B.BHOSALE,J.)